T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

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| Date: | | | 19-Jun-07 | A | APPL. S. N: | 10823473 | • | | | | |
|---|---|--|---|---|--|-----------|---|--|--|--|--|
| To Examiner: | | | RENNER, CRAIG A. | A | art Unit | 2627 | | | | | |
| From | | | Gunter-Riley, Joyce PARALEGAL SPCECIALIS | | Return This Memo To: Case Prop-Off Location | JEF-2D68 | | | | | |
| SUBJEC | SUBJECT: Decision on Terminal Disclaimer(T.D.) filed: | | | | | | | | | | |
| INSTRUCTIONS: I have reviewed the submitted T.D. with the results as set forth below. If you agree, please use the appropriate form paragraphs identified by this informal memo in your next Office action to notify applicant of the T.D. If you disagree or have any questions, please see me or the Special Program Examiner. THIS IS AN INFORMAL, INTERNAL MEMO ONLY. IT MUST NOT BE (1) MAILED TO APPLICANT OR (2) PLACED OF RECORD IN THE APPLICATION FILE. When your action is complete, | | | | | | | | | | | |
| please initial, date and return this memo to me. THANK YOU. | | | | | | | | | | | |
| 9 | The T.D. is PROPER and has been recorded (see 14.23). | | | | | | | | | | |
| | The T.D. is NOT PROPER and has not been accepted for the reason(s) checked below (see 14.24): | | | | | | | | | | |
| | | The TD fee of has not been submitted nor is there any authorization in the application file for the use of a deposit account | | | | | | | | | |
| | | The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.2 & 41.26.01). | | | | | | | | | |
| | | The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01). | | | | | | | | | |
| | | The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02). | | | | | | | | | |
| | | The person who signed the T.D.: | | | | | | | | | |
| | | is no | ot an attorney "of record" | (see 14.2 | 29 and 14.29.01). | | | | | | |
| | | has | failed to state his/her cap | pacity to s | ign for the business entity (see | 14.28). | | | | | |
| | | is no | ot recognized as an office | r of the as | ssignee (see 14.29 & possible 1 | 4.29.02). | | | | | |
| | | nor is the reel and frame number (see 37 CFR 3.73(b) and 1140 O. | | | of title from the original Inventor(s) to assignee has been submitted, ecified as to where such evidence is recorded in the Office 72), NOTE: This documentary evidence or the specifying of the reei and F.D. or in a separate paper of record in the application (see 14.30). | | | | | | |
| The T.D. is n | | The T.D. is no | oot signed (see 14.26 & 14.26.03). | | | | | | | | |
| | | | | he application (or the number of the patent) which forms the basis for the double missing or incorrect (see 14.32). | | | | | | | |
| | | The serial number of this application disclaimed is missing or incorrect (se | | | r the number of the patent in reexam or reissue cases being 14.26, 14.27.02 or 14.26.05). | | | | | | |
| | | The period di | sclaimed is incorrect or ne | ot specifie | d (see 14.26, 14.27.02 or 14.2 | 6.03). | | | | | |
| | Other: | | | | | | | | | | |
| | Suggestion to request refund (see 14.36). NOTE: If already authorized, credit refund to deposit account and do not check this item. | | | | | | | | | | |
| I have appropriately notified applicant(s) of the status of the Terminal Disclaimer filed in this case. | | | | | | | | | | | |
| Ex.Initials: Dat | | | B: | | | Log Date: | | | | | |

| Application Number | Application/Co | Re | Applicant(s)/Patent under Reexamination SAITO, MASAMICHI | | | | | | | |
|----------------------------|----------------|-----------------------------------|---|----------------------|--|--|--|--|--|--|
| Document Code - DISQ | | Internal Doc | | cument – DO NOT MAIL | | | | | | |
| | | | | | | | | | | |
| TERMINAL DISCLAIMER | Ճ APPROVI | APPROVED | | ☐ DISAPPROVED | | | | | | |
| Date Filed : June 15, 2007 | to a Te | nt is subject erminal aimer | | | | | | | | |
| | | | | | | | | | | |
| Approved/Disapproved b | y: | | | | | | | | | |
| Henry D. Jefferson | | | | | | | | | | |

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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION 9281-4799

in re Application of: Masamichi Saito Application No.: 10/R23 473

FRed: April 13, 2004

CPP GIANT MAGNETORESISTIVE HEAD WITH LARGE-AREA METAL FILM PROVIDED BETWEEN SHIELD AND For:

EI EMENT

The owner, AIPS Electric Co., Ltd. of 100% percent interest in the instant application hereby disclaims, accept us provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend observed the explaint of the statutory term of any patent granted on the instant application which would extend on the explaint of the pending reference optication. The owner hardly agrees that any patent or granted on the relatin application shall be enforceable on high card point granted on the reference application are commonly owned. This agreement runs with any patent of the instant application and is binding upon the granted on the reference application are commonly owned. This agreement runs with any patent of the instant application and is binding upon the granted, as the explaint of the instant application and is binding upon the granted on the instant application and is binding upon the granted on the instant application and is

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2. The undersigned is an attorney or agent of record. Reg. No. 32.305

June 15, 2007 Date

Typed or printed name

Telephone Number

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of info krys a valid OMB control nu TERMINAL DISCLAIMER TO ORVIATE A PROVISIONAL DOUBLE PATENTING Docket Number (Optional) REJECTION OVER A PENDING "REFERENCE" APPLICATION 9281-4799 In re Application of: Masamichi Saito Application No.: 10/823.473 April 13, 2004 Filed: CPP GIANT MAGNETORESISTIVE HEAD WITH LARGE-AREA METAL FILM PROVIDED BETWEEN SHIELD AND Ean FLEMENT The owner. ALPS Electric Co., Ltd. of 100% percent interest in the instant application hereby disclaims, accept as provided below, the terminal part of the statutory term of any patent granted on the Instant application which would extend beyond on any patent granted or the Instant application which would extend beyond on any 13, 2006, as such term is defined to 35 U.S.C. 154 and 173, and is the term of any patent granted or need reference application may be shortsmoothly any terminal disclaims: filled prior to the grant of any patent on the pending reference application. The owner having sease that any patent or granted on the Instant application shall be enthorcable only for and during such period that der py patent granted on the reference application are commonly owned. This agreement rune with eny patent granted on the Instant application shall be enthorcable for granted on the Instant application and the province of the grant of the Instant application and the granted on the reference application are commonly owned. This agreement rune with eny patent granted on the Instant application and is In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the explication date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on eak inferior application, may be abortened by any terminal disclaimer field prior to the grant of any patent on the pending reference explication. The extended is present on the pending reference explication, as the extended prior to the grant of any patent on the pending reference explication; the extended is pending reference explication; as the extended prior to the pending reference explication; as the pending reference explication in whole or terminally declared the pending reference explication; as the pending reference explication in the pending reference explication in whole or terminally declared free prior to the pending reference explication; and the pending reference explication in the pending reference explication; and the pending reference explication in the pending reference explication in the pending reference explication. Check either box 1 or 2 below, if appropriate, For submissions on behalf of a business/organization (e.g., corporation, pertnership, university, government agency, etc.), the undereigned is empowered to act on behalf of the business/organization. I hereby declare that all statements made hareh of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the burowledge that willful false statement and the tax so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may incoording the supplication or any patient lessed thereon. The understaned is an attorney or agent of record. Reg. No. 32,305 June 15, 2007 Typed or printed name Telephone Number

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